HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19386 of 2006

Dated:20.09.2006

Between:

Syed Obaid Quadri.

…Petitioner

and

The Revenue Divisional Officer, and another.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19386 of 2006

ORDER:

The petitioner is the Mutawalli of Dargah Hazarat Syed Abdul Wahad Quadri (the wakf, for brevity), situated at Syed Ali Guda, Hyderabad. The said Institution owns 4,989 square yards of land situated at prime location of the twin cities in Hyderabad and Secunderabad. The petitioner made a complaint to the second respondent about the encroachment on certain properties. The second respondent initiated action under Section 54 of the Wakf Act, 1995 (for short 'the Act'), and subsequently, sent a requisition under Section 55 of the Act to the first respondent requesting to initiate necessary action for evicting the encroachers from the property belonging to the wakf. In this Writ Petition the petitioner seeks a direction to the first respondent to implement the orders of the second respondent dated 02.12.2003.

During the course of arguments, the petitioner brought to the notice of this Court that the first respondent has already addressed the Mandal Revenue Officer in connection with the eviction of encroachers from the wakf property. That being so, I fail to understand how this Writ Petition can be entertained, especially, when the petitioner approached this Court after a lapse of about three years. The

petitioner may again approach the second respondent for further redressal.

The Writ Petition, with the above observations, is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

20.09.2006
vs